

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

INDIAN HARBOR INSURANCE CO.

Plaintiff,

v.

**F&M EQUIPMENT LTD, formerly known as
FURNIVAL MACHINERY CO.,**

Defendant.

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CIVIL ACTION

NO. 12-1506

ORDER

AND NOW, this _____ day of August 2013, upon consideration of Furnival Machinery Company's Renewed Motion for Summary Judgment (Doc. 26), and Indian Harbor Insurance Company's response thereto, **IT IS HEREBY ORDERED** that the motion is **DENIED**.

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, C.J.